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AF/3882#

#12/Reconsideration

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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J. Michael Neary
J. Michael Neary

March 25, 2004
Date

Inventor: Detore and Kyono)
Serial No.: 10/035,513) Group Art Unit: 3682
Filed: Oct. 19, 2001) Examiner: Vicky A. Johnson
Title: "Hybrid Composite Flywheel Rim and Its Manufacturing Method"

March 25, 2004

Request for Reconsideration

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313

Sir,

Responsive to the Advisory Action dated February 23, 2004, Applicants respectfully request that the Examiner withdraw the finality of the Final Office Action, or enter Applicants' Rule 116 Amendment mailed on January 26, 2004, for the following reasons:

Remarks

In the final Office Action dated October 31, 2003, the Examiner rejected, for the first time, claims 1, 5 and 6 under 35 USC 112 as indefinite on the ground that the phrase "such as" makes it unclear whether the limitations following the phrase are part of the claimed invention. The offending "such as" phrase has been in the claims since this application was filed and was rejected for the first time in the final rejection